



February 6, 2015

HOUSE BILL No. 1164

DIGEST OF HB 1164 (Updated February 3, 2015 1:43 pm - DI 87)

Citations Affected: IC 36-7.

Synopsis: Northwest Indiana regional planning commission. Requires the most recent federal decennial census to be used (instead of the 2000 decennial census), in determining the weighted vote of a member of the northwestern Indiana regional planning commission.

Effective: July 1, 2015.

Fine, Soliday

January 12, 2015, read first time and referred to Committee on Government and Regulatory Reform.
February 5, 2015, reported — Do Pass.

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February 6, 2015

First Regular Session of the 119th General Assembly (2015)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2014 Regular Session and 2014 Second Regular Technical Session of the General Assembly.

HOUSE BILL No. 1164

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 36-7-7.6-9, AS AMENDED BY P.L.39-2007,
2 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2015]: Sec. 9. (a) A majority of the commission members
4 constitute a quorum.
5 (b) An action of the commission is official only if both the following
6 apply:
7 (1) The action is authorized at a regular meeting or a properly
8 called special meeting in which at least one (1) member from
9 each county described in section 1 of this chapter is present.
10 (2) The action is authorized by:
11 (A) the affirmative votes of a majority of the members of the
12 commission; or
13 (B) a weighted affirmative vote of more than fifty (50) if a
14 motion is made under subsection (c).
15 (c) Upon a motion by any one (1) member of the commission that

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is properly seconded by another member at:

(1) a regular meeting; or

(2) a properly called special meeting;

the commission shall use the weighted voting process described in subsection (d).

(d) Each commission member has a weighted vote determined as follows:

(1) In the case of a member appointed by the executive of a municipality, the member's weighted vote is determined in STEP FIVE of the following formula:

STEP ONE: Determine the population of the municipality as reported by the ~~2000~~ **most recent federal** decennial census.

STEP TWO: Determine the sum of the population of the counties described in section 1 of this chapter as reported by the ~~2000~~ **most recent federal** decennial census.

STEP THREE: Divide the number determined in STEP ONE by the number determined in STEP TWO.

STEP FOUR: Round the number determined in STEP THREE to the nearest ten-thousandth (0.0001).

STEP FIVE: Multiply the number determined in STEP FOUR by one hundred (100).

(2) In the case of a member appointed by the executive of a county, the member's weighted vote is determined in STEP FIVE of the following formula:

STEP ONE: Determine the population of the area in the county that is not within a municipality and is not within a township described in section 4(a)(6) of this chapter as reported by the ~~2000~~ **most recent federal** decennial census.

STEP TWO: Determine the sum of the population of the counties described in section 1 of this chapter as reported by the ~~2000~~ **most recent federal** decennial census.

STEP THREE: Divide the number determined in STEP ONE by the number determined in STEP TWO.

STEP FOUR: Round the number determined in STEP THREE to the nearest ten-thousandth (0.0001).

STEP FIVE: Multiply the number determined in STEP FOUR by fifty (50).

(3) In the case of a member appointed by a fiscal body, the member's weighted vote is determined in STEP FIVE of the following formula:

STEP ONE: Determine the population of the area in the county that is not within a municipality and is not within a township



1 described in section 4(a)(6) of this chapter as reported by the
 2 ~~2000~~ **most recent federal** decennial census.
 3 STEP TWO: Determine the sum of the population of the
 4 counties described in section 1 of this chapter as reported by
 5 the ~~2000~~ **most recent federal** decennial census.
 6 STEP THREE: Divide the number determined in STEP ONE
 7 by the number determined in STEP TWO.
 8 STEP FOUR: Round the number determined in STEP THREE
 9 to the nearest ten-thousandth (0.0001).
 10 STEP FIVE: Multiply the number determined in STEP FOUR
 11 by fifty (50).
 12 (4) In the case of a member appointed by the trustee of a township
 13 under section 4(a)(6) of this chapter, the member's weighted vote
 14 is determined in STEP FIVE of the following formula:
 15 STEP ONE: Determine the population of the township as
 16 reported by the ~~2000~~ **most recent federal** decennial census.
 17 STEP TWO: Determine the sum of the population of the
 18 counties described in section 1 of this chapter as reported by
 19 the ~~2000~~ **most recent federal** decennial census.
 20 STEP THREE: Divide the number determined in STEP ONE
 21 by the number determined in STEP TWO.
 22 STEP FOUR: Round the number determined in STEP THREE
 23 to the nearest ten-thousandth (0.0001).
 24 STEP FIVE: Multiply the number determined in STEP FOUR
 25 by fifty (50).



COMMITTEE REPORT

Mr. Speaker: Your Committee on Government and Regulatory Reform, to which was referred House Bill 1164, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1164 as introduced.)

LUCAS

Committee Vote: Yeas 11, Nays 0

